

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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SALUSTIANO SANABRIA,

Plaintiff,

-v-

BLUE COOKIE CORP. and SMILOWITZ HOLDING  
COMPANY, LLC,

Defendants.  
-----X

24-cv-3324 (LJL)

ORDER

LEWIS J. LIMAN, United States District Judge:

On October 7, 2024, the Court held a pre-motion conference to discuss the motion for a stay of discovery and anticipated motion to dismiss filed by Defendant Smilowitz Holding Company LLC (“Smilowitz”). Dkt. No. 19.

For the reasons expressed at the conference, it is hereby ORDERED:

All discovery is stayed except for the following: (1) Smilowitz shall response to Plaintiff Salustiano Sanabria’s outstanding requests for production of documents and interrogatories; and (2) all parties may serve new discovery requests and notices of deposition regarding standing and mootness notwithstanding Smilowitz’s failure to timely serve discovery requests prior to this order.

The parties are to meet and confer regarding deadlines for these unstayed discovery issues. The parties shall jointly inform the Court no later than October 11, 2024, what deadlines they have agreed upon.

Smilowitz is ordered to file any motion to dismiss pursuant to Fed. R. Civ. P. 12(b)(1) no later than November 18, 2024.

SO ORDERED.

Dated: October 8, 2024  
New York, New York

A handwritten signature in black ink, appearing to read 'L. Liman', is written above a horizontal line.

LEWIS J. LIMAN  
United States District Judge